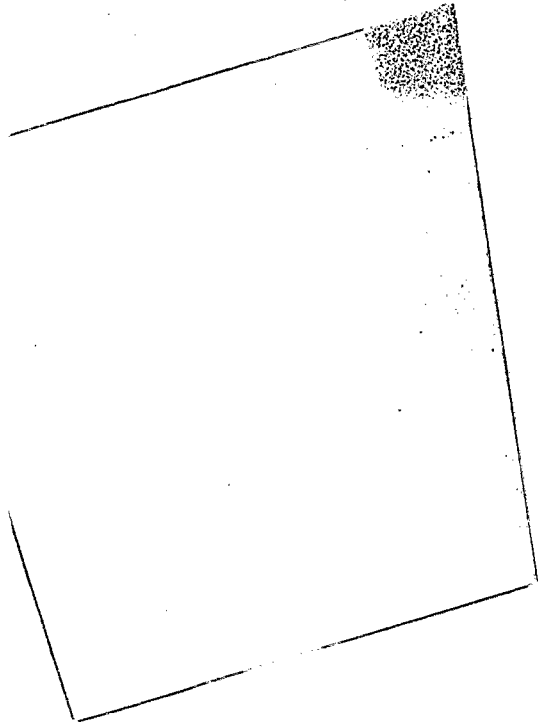


11/20/01 VACATION PORTION OF SPRUCE  
ROAD ADJACENT TO LOTS 1 & 10,  
BLK 3 MENDELSSOHN



- 10/16/01 - Res asking hearing for 11/20
  - 11/20/01 - Continuing to 12/18/01
  - 11/28/01 - Ad in Paper
  - 11/29/01 - Utility letter sent
  - 12/3/01 - P.H. Notice to affected properties
  - 12/3/01 - @@ Utility notices in post on 12/18
  - Agenda & give file to Fran
  - 12/18/01 Continue to 1/15/02 & grant  
100 day extension from action
  - 1/15/02 - Grant document
- ~~5/16/02 - Robert of Crawford Co. at the~~

5/17/02

Hold until Craig &  
Wayne say they  
have signed  
Cul de sac easement  
from Landholm

**NOTICE OF COMPLETION OF PROCEEDINGS ON VACATION OF  
PUBLIC STREET RIGHT-OF-WAY  
PURPOSES IN THE CITY OF EDINA, HENNEPIN COUNTY, MINNESOTA**

NOTICE IS HEREBY GIVEN that the City Council of Edina, Hennepin County, Minnesota, on January 15, 2002, adopted a Resolution Vacating the Easement for Public Street Right-of-Way after public hearing and notice thereof as required by law and after determining it to be in the best interest of the City and of the public that said easement vacation be made, which resolution ordered the vacation of the following described easement for public street right-of-way purposes:

**PROPOSED SPRUCE ROAD VACATION DESCRIPTION:**

That part of Spruce Road lying west of the northerly extension of the east line of Block 3, MENDELSSOHN, according to the recorded plat thereof, Hennepin County, Minnesota, and east of the northerly extension of the east line of said Block 2; and

**PROPOSED ALLEY VACATION DESCRIPTION:**

That part of the Alley through Block 3, MENDELSSOHN, according to the recorded plat thereof, Hennepin County, Minnesota, lying north of the easterly extension of Lot 2, said Block 3, and lying south of the north line of said Block 3.


**PROPOSED ARTHUR STREET VACATION DESCRIPTION:**

That part of Arthur Street lying south of the southerly line of Spruce Road and northerly of a circle with a radius of 45.00 feet, the center of said circle is described as follows:

Commencing at the southwest corner of Lot 2, Block 3, MENDELSSOHN, according to the recorded plat thereof, Hennepin County, Minnesota: thence North 00 degrees 07 minutes 48 seconds West along the west line of said Block 3, assumed bearing, a distance of 78.40 feet; thence South 89 degrees 52 minutes 12 seconds West a distance of 20.00 feet to the center of said circle

The time of completion of proceedings and the effective date of said vacation is 15<sup>th</sup> day of January 2002.

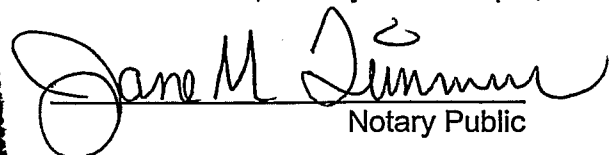
BY ORDER OF THE CITY COUNCIL,  
CITY OF EDINA

  
City Clerk

Signed and sworn to before me, a Notary Public in and for the State of Minnesota, County of Hennepin, this  
13 day of May, 2002.

This document was drafted by:  
City of Edina  
4801 West 50th Street  
Edina, MN 55424



  
Notary Public

**NOTICE OF COMPLETION OF PROCEEDINGS ON VACATION OF  
PUBLIC STREET RIGHT-OF-WAY  
PURPOSES IN THE CITY OF EDINA, HENNEPIN COUNTY, MINNESOTA**

NOTICE IS HEREBY GIVEN that the City Council of Edina, Hennepin County, Minnesota, on January 15, 2002, adopted a Resolution Vacating the Easement for Public Street Right-of-Way after public hearing and notice thereof as required by law and after determining it to be in the best interest of the City and of the public that said easement vacation be made, which resolution ordered the vacation of the following described easement for public street right-of-way purposes:

**PROPOSED SPRUCE ROAD VACATION DESCRIPTION:**

That part of Spruce Road lying west of the northerly extension of the east line of Block 3, MENDELSSOHN, according to the recorded plat thereof, Hennepin County, Minnesota, and east of the northerly extension of the east line of said Block 2; and

**PROPOSED ALLEY VACATION DESCRIPTION:**

That part of the Alley through Block 3, MENDELSSOHN, according to the recorded plat thereof, Hennepin County, Minnesota, lying north of the easterly extension of Lot 2, said Block 3, and lying south of the north line of said Block 3.

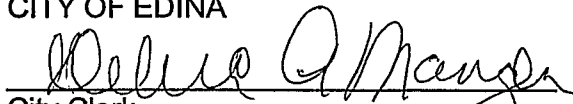
**PROPOSED ARTHUR STREET VACATION DESCRIPTION:**

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Commencing at the southwest corner of Lot 2, Block 3, MENDELSSOHN, according to the recorded plat thereof, Hennepin County, Minnesota: thence North 00 degrees 07 minutes 48 seconds West along the west line of said Block 3, assumed bearing, a distance of 78.40 feet; thence South 89 degrees 52 minutes 12 seconds West a distance of 20.00 feet to the center of said circle

The time of completion of proceedings and the effective date of said vacation is 15<sup>th</sup> day of January 2002.

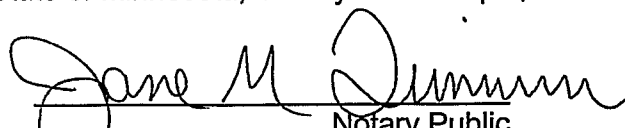
BY ORDER OF THE CITY COUNCIL,  
CITY OF EDINA

  
City Clerk

Signed and sworn to before me, a Notary Public in and for the State of Minnesota, County of Hennepin, this  
13 day of May, 2002.

This document was drafted by:  
City of Edina  
4801 West 50th Street  
Edina, MN 55424



  
Notary Public



## REPORT/RECOMMENDATION

<b>To:</b> Mayor & City Council	<b>Agenda Item #</b> II.B.
<b>From:</b> Wayne D. Houle, PE <i>W.D.H.</i> City Engineer	<b>Consent</b> <input type="checkbox"/>
<b>Date:</b> January 15, 2002	<b>Information Only</b> <input type="checkbox"/>
<b>Subject:</b> Vacation of Existing Public Right-of-Way: Portions of Spruce Road, Arthur Street, and Alleyway	<b>Mgr. Recommends</b> <input type="checkbox"/> <b>To HRA</b>
	<input checked="" type="checkbox"/> <b>To Council</b>
	<input type="checkbox"/> <b>Motion</b>
	<input checked="" type="checkbox"/> <b>Resolution</b>
	<input type="checkbox"/> <b>Ordinance</b>
	<input type="checkbox"/> <b>Discussion</b>

### Recommendation:

Approve vacation of Public Right-of-Ways for portions of Spruce Road, Arthur Street, and Alleyway as shown and described on the attached drawing.

### Info/Background:

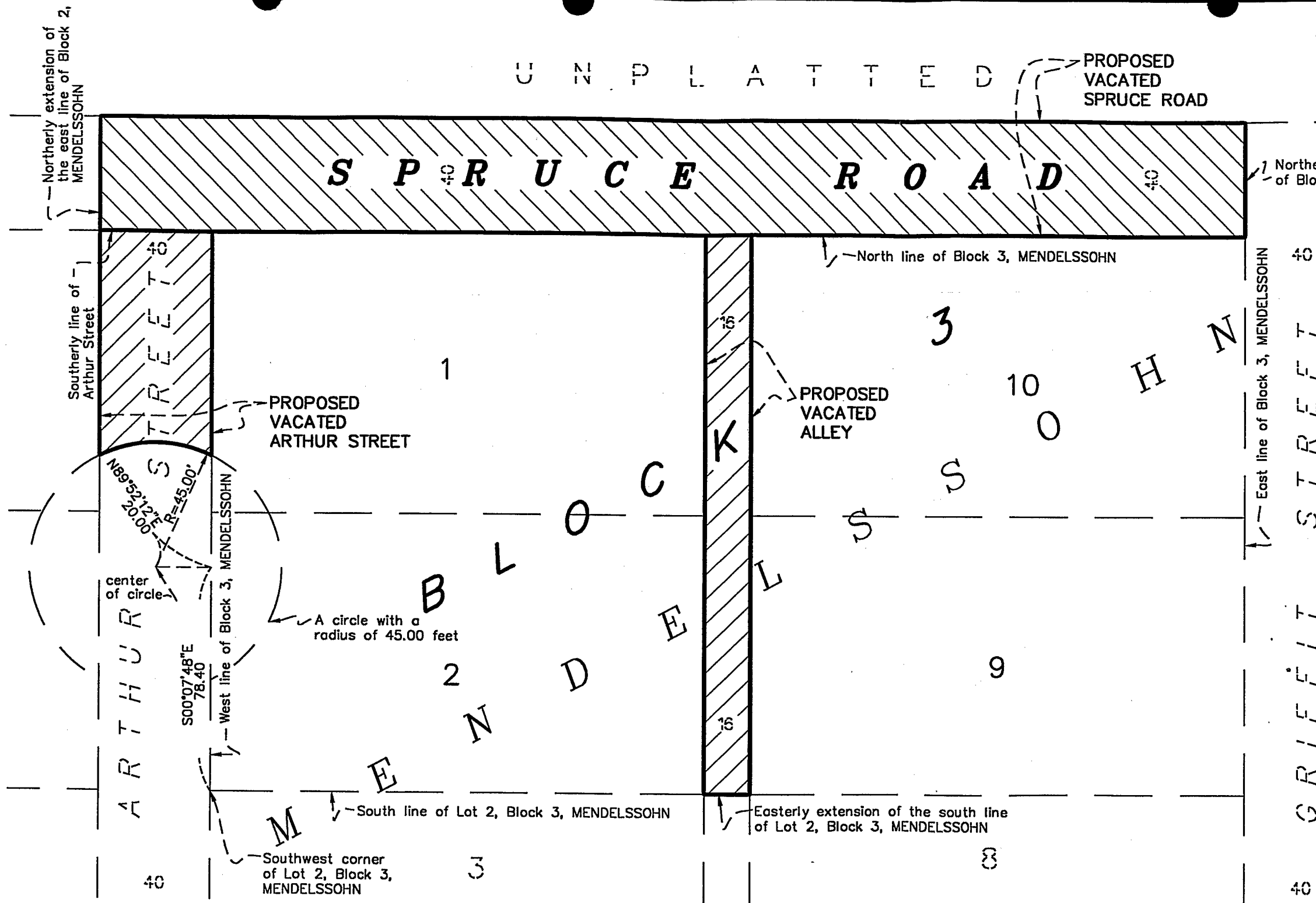
This vacation of portions of Spruce Road, Arthur Street, and Alleyway are required to complete the proposed Blake Heights Plat. Following the approval of all the proposed vacations and the proposed Blake Heights Plat all currently vacant property along Arthur Street will maintain their access to proposed public right-of-way.

Time Warner, Reliant Energy, and Quest have approved the request. Xcel Energy has approved the request on Arthur Street and Spruce Road, however they have requested retaining an easement for their existing overhead utility within the proposed alleyway vacation. The proposed Blake Heights Plat does provide utility easements along the rear property lines of the proposed lots. Staff recommends approval of the vacations.

U N P L A T T E D

# Vacation Sketch

for  
**Eric Lind**  
2605 Campus Drive  
Plymouth, Minnesota 55441



1 INCH = 40 FEET

Drawing File: 2001-649L-722-VAC.DWG  
Drawn by: PJD  
Project No. 2001-649L

I hereby certify that this survey, plan or report was prepared by me or under my direct supervision and that I am a duly Registered Land Surveyor under the laws of the State of Minnesota.

*Kurt M. Kisch*  
Kurt M. Kisch, MN License No. 23968

October 23, 2001  
Date

## PROPOSED SPRUCE ROAD VACATION DESCRIPTION

That part of Spruce Road lying west of the northerly extension of the east line of Block 3, MENDELSSOHN, according to the recorded plat thereof, Hennepin County, Minnesota, and east of the northerly extension of the east line of Block 2, said MENDELSSOHN.

## PROPOSED ALLEY VACATION DESCRIPTION

That part of the Alley through Block 3, MENDELSSOHN, according to the recorded plat thereof, Hennepin County, Minnesota, lying north of the easterly extension of Lot 2, said Block 3, and lying south of the north line of said Block 3.

## PROPOSED ARTHUR STREET VACATION DESCRIPTION

That part of Arthur Street lying south of the southerly line of Spruce Road and northerly of a circle with a radius of 45.00 feet, the center of said circle is described as follows;

Commencing at the southwest corner of Lot 2, Block 3, MENDELSSOHN, according to the recorded plat thereof, Hennepin County, Minnesota; thence North 00 degrees 07 minutes 48 seconds West along the west line of said Block 3, assumed bearing, a distance of 78.40 feet; thence South 89 degrees 52 minutes 12 seconds West a distance of 20.00 feet to the center of said circle.



RLK - Kuusisto, Ltd.  
6110 Blue Circle Dr.  
Suite #100  
Minnetonka, MN  
55343

(952) 933-0972  
Fax: (952) 933-1153

(Official Publication)  
CITY OF EDINA  
4801 WEST 50<sup>TH</sup> STREET  
EDINA, MINNESOTA 55424  
NOTICE OF PUBLIC HEARING ON VACATION OF PORTION  
OF PUBLIC STREET RIGHT-OF-WAY  
(SPRUCE ROAD) IN THE CITY OF EDINA,  
HENNEPIN COUNTY, MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Minnesota will meet on December 18, 2001, at 7:00 P.M. in the Council Chambers at 4801 West 50<sup>th</sup> Street for a public hearing for the proposed vacation of the following described portion of spruce Road street right-of-way:

PROPOSED SPRUCE ROAD VACATION DESCRIPTION:

That part of Spruce Road lying west of the northerly extension of the east line of Block 3, MENDELSSOHN, according to the recorded plat thereof, Hennepin County, Minnesota, and east of the northerly extension of the east line of said Block 2; and

PROPOSED ALLEY VACATION DESCRIPTION:

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All persons who desire to be heard with respect to the question of whether or not the above proposed street right-of-way and utility and drainage vacation is in the public interest and should be made, shall be heard at said time and place. The Council shall consider the extent to which such proposed street vacation affects existing easements within the area of the proposed vacation and the extent to which the vacation affects the authority of any person, corporation, or municipality owning or controlling electric, telephone or cable television poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacation, to continue maintaining the same or to enter upon such easement area or portion thereof vacated to maintain, repair, replace, remove, or otherwise attend thereto, for the purpose of specifying, in any such vacation resolution, the extent to which any or all of such easement, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.

Dated: October 16, 2001

To be published in the Edina Sun Current Wednesday, November 28, 2001 and Wednesday December 5, 2001.

Bill to Edina City Clerk  
Send two affidavits of publication

*Clean  
copy of  
hearing  
notes*





City Of Edina, Minnesota

DEPARTMENT OF ADMINISTRATION

4801 West 50<sup>th</sup> Street, Edina, Minnesota 55424-1394

Phone ☐ (612) 927-8861 TDD ☐ (612) 826-0379 Fax ☐ (612) 826-0390

## STREET AND/OR EASEMENT VACATION REVIEW

Proposed Property/Area To Be Vacated: Portion of Spruce Street, portion of alley lying north of easterly extension of Lot 2, Block 3 MENDELSSOHN, and portion of Authur Street

City Engineer by \_\_\_\_\_ ☐ Acceptable ☐ Opposed ☐ Conditional

Reliant by \_\_\_\_\_ ☐ Acceptable ☐ Opposed ☐ Conditional

Xcel Energy by Dug Higgins ☐ Acceptable ☐ Opposed ☒ Conditional

Time Warner Cable by \_\_\_\_\_ ☐ Acceptable ☐ Opposed ☐ Conditional

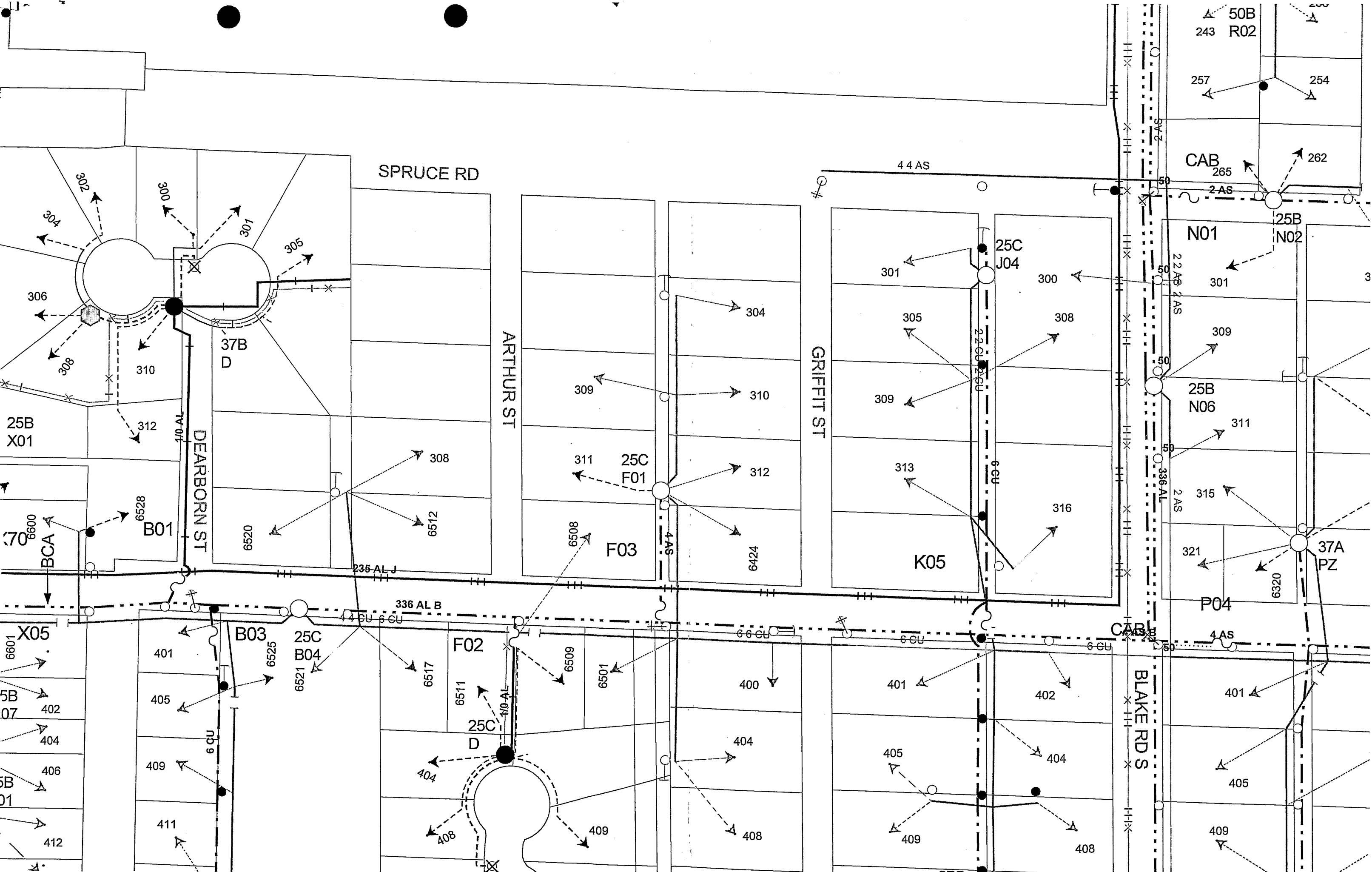
Qwest by \_\_\_\_\_ ☐ Acceptable ☐ Opposed ☐ Conditional

Conditions: Xcel has oh facilities in  
proposed vacated alley area that  
must be protected

Location: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Please sign and return indicating receipt of notice. Thank you for your cooperation.

Return to: City Clerk  
City of Edina  
4801 W. 50<sup>th</sup> Street  
Edina, MN 55424  
Telephone: 826-0408  
Fax: 826-0390





City of Edina

November 21, 2001

Mr. Patrick Cline  
Xcel Energy  
5309 West 70th Street  
Edina, MN 55435

Re: Vacation of a portion of Spruce Road, alley and portion of Arthur Street

Dear Patrick:

I am sending copies of a public hearing notice, the exhibit from the vacation request and an Edina check off sheet for the above referenced vacation request received by my office. The City Council has scheduled the public hearing for these vacations on December 18, 2001. I would very much appreciate your response by Tuesday December 11, 2001, if possible. This allows time for City staff to complete necessary work before the public hearing. If I may answer any questions regarding this matter, or if you need any other documentation please feel free to contact me at your convenience.

Sincerely,

  
Debra Mangen  
City Clerk

Enclosures



City Of Edina, Minnesota

DEPARTMENT OF ADMINISTRATION

4801 West 50<sup>th</sup> Street, Edina, Minnesota 55424-1394

Phone ☐ (612) 927-8861 TDD ☐ (612) 826-0379 Fax ☐ (612) 826-0390

**STREET AND/OR EASEMENT VACATION REVIEW**

Proposed Property/Area To Be Vacated: Portion of Spruce Street, portion of alley lying north of easterly extension of Lot 2, Block 3 MENDELSSOHN, and portion of Authur Street

City Engineer by _____	<input type="checkbox"/> Acceptable	<input type="checkbox"/> Opposed	<input type="checkbox"/> Conditional
Reliant by _____	<input type="checkbox"/> Acceptable	<input type="checkbox"/> Opposed	<input type="checkbox"/> Conditional
Xcel Energy by _____	<input type="checkbox"/> Acceptable	<input type="checkbox"/> Opposed	<input type="checkbox"/> Conditional
Time Warner Cable by _____	<input type="checkbox"/> Acceptable	<input type="checkbox"/> Opposed	<input type="checkbox"/> Conditional
Qwest by <u>MICHAEL W. JOHNSON</u>	<input checked="" type="checkbox"/> Acceptable	<input type="checkbox"/> Opposed	<input type="checkbox"/> Conditional

Conditions:

QWEST HAS NO FACILITIES IN  
VACATION REQUEST.

Location:

Please sign and return indicating receipt of notice. Thank you for your cooperation.

Return to:

City Clerk  
City of Edina  
4801 W. 50<sup>th</sup> Street  
Edina, MN 55424  
Telephone: 826-0408  
Fax: 826-0390



City of Edina

November 21, 2001


Ms. Jan Polander  
Quest  
6244 Cedar Avenue So.  
Richfield, MN 55423

Re: Vacation of a portion of Spruce Road, alley and portion of Arthur Street

Dear Jan:

I am sending copies of a public hearing notice, the exhibit from the vacation request and an Edina check off sheet for the above referenced vacation request received by my office. The City Council has scheduled the public hearing for these vacations on December 18, 2001. I would very much appreciate your response by Tuesday December 11, 2001, if possible. This allows time for City staff to complete necessary work before the public hearing. If I may answer any questions regarding this matter, or if you need any other documentation please feel free to contact me at your convenience.

Sincerely,

  
Debra Mangen  
City Clerk

Enclosures



City Of Edina, Minnesota

DEPARTMENT OF ADMINISTRATION

4801 West 50<sup>th</sup> Street, Edina, Minnesota 55424-1394

Phone ☐ (612) 927-8861 TDD ☐ (612) 826-0379 Fax ☐ (612) 826-0390

**STREET AND/OR EASEMENT VACATION REVIEW**

**Proposed Property/Area To Be Vacated:** Portion of Spruce Street, portion of alley lying north of easterly extension of Lot 2, Block 3 MENDELSSOHN, and portion of Authur Street

City Engineer by \_\_\_\_\_ ☐ Acceptable ☐ Opposed ☐ Conditional

Reliant by \_\_\_\_\_ ☐ Acceptable ☐ Opposed ☐ Conditional

Xcel Energy by \_\_\_\_\_ ☐ Acceptable ☐ Opposed ☐ Conditional

Time Warner Cable by *[Signature]* ☒ Acceptable ☐ Opposed ☐ Conditional

Qwest by \_\_\_\_\_ ☐ Acceptable ☐ Opposed ☐ Conditional

Conditions: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Location: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Please sign and return indicating receipt of notice. Thank you for your cooperation.

Return to: City Clerk  
City of Edina  
4801 W. 50<sup>th</sup> Street  
Edina, MN 55424  
Telephone: 826-0408  
Fax: 826-0390



City of Edina

November 21, 2001


Mr. Jeff Simmons  
Time Warner Cable  
10210 Crosstown Circle  
Eden Prairie, MN 55435-3377

Re: Vacation of a portion of Spruce Road, alley and portion of Arthur Street

Dear Jeff:

I am sending copies of a public hearing notice, the exhibit from the vacation request and an Edina check off sheet for the above referenced vacation request received by my office. The City Council has scheduled the public hearing for these vacations on December 18, 2001. I would very much appreciate your response by Tuesday December 11, 2001, if possible. This allows time for City staff to complete necessary work before the public hearing. If I may answer any questions regarding this matter, or if you need any other documentation please feel free to contact me at your convenience.

Sincerely,

  
Debra Mangen  
City Clerk

Enclosures



City Of Edina, Minnesota

DEPARTMENT OF ADMINISTRATION

4801 West 50<sup>th</sup> Street, Edina, Minnesota 55424-1394

Phone ☐ (612) 927-8861 TDD ☐ (612) 826-0379 Fax ☐ (612) 826-0390

**STREET AND/OR EASEMENT VACATION REVIEW**

**Proposed Property/Area To Be Vacated:** Portion of Spruce Street, portion of alley lying north of easterly extension of Lot 2, Block 3 MENDELSSOHN, and portion of Authur Street

City Engineer by \_\_\_\_\_ ☐ Acceptable ☐ Opposed ☐ Conditional

11-28-01  
Reliant by Steve M. Banya ☒ Acceptable ☐ Opposed ☐ Conditional

Xcel Energy by \_\_\_\_\_ ☐ Acceptable ☐ Opposed ☐ Conditional

Time Warner Cable by \_\_\_\_\_ ☐ Acceptable ☐ Opposed ☐ Conditional

Qwest by \_\_\_\_\_ ☐ Acceptable ☐ Opposed ☐ Conditional

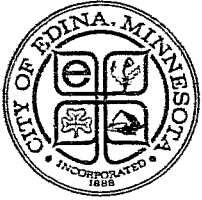
Conditions: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Location: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Please sign and return indicating receipt of notice. Thank you for your cooperation.

Return to: City Clerk  
City of Edina  
4801 W. 50<sup>th</sup> Street  
Edina, MN 55424  
Telephone: 826-0408  
Fax: 826-0390





City of Edina

November 21, 2001

Mr. Steven Von Bargaen  
Reliant.  
P.O. Box 1165  
Minneapolis, MN 55440-1165

Re: Vacation of a portion of Spruce Road, alley and portion of Arthur Street

Dear Steven:

I am sending copies of a public hearing notice, the exhibit from the vacation request and an Edina check off sheet for the above referenced vacation request received by my office. The City Council has scheduled the public hearing for these vacations on December 18, 2001. I would very much appreciate your response by Tuesday December 11, 2001, if possible. This allows time for City staff to complete necessary work before the public hearing. If I may answer any questions regarding this matter, or if you need any other documentation please feel free to contact me at your convenience.

Sincerely,

  
Debra Mangen  
City Clerk

Enclosures



City Of Edina, Minnesota

DEPARTMENT OF ADMINISTRATION

4801 West 50<sup>th</sup> Street, Edina, Minnesota 55424-1394

Phone ☐ (612) 927-8861 TDD ☐ (612) 826-0379 Fax ☐ (612) 826-0390

**STREET AND/OR EASEMENT VACATION REVIEW**

**Proposed Property/Area To Be Vacated:** Portion of Spruce Street, portion of alley lying north of easterly extension of Lot 2, Block 3 MENDELSSOHN, and portion of Authur Street

City Engineer by \_\_\_\_\_ ☐ Acceptable ☐ Opposed ☐ Conditional

Reliant by \_\_\_\_\_ ☐ Acceptable ☐ Opposed ☐ Conditional

Xcel Energy by \_\_\_\_\_ ☐ Acceptable ☐ Opposed ☐ Conditional

Time Warner Cable by \_\_\_\_\_ ☐ Acceptable ☐ Opposed ☐ Conditional

Qwest by \_\_\_\_\_ ☐ Acceptable ☐ Opposed ☐ Conditional

Conditions: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Location: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Please sign and return indicating receipt of notice. Thank you for your cooperation.

Return to: City Clerk  
City of Edina  
4801 W. 50<sup>th</sup> Street  
Edina, MN 55424  
Telephone: 826-0408  
Fax: 826-0390



## AFFIDAVIT OF PUBLICATION

STATE OF MINNESOTA)

ss.

COUNTY OF HENNEPIN)

Gene Carr, being duly sworn on an oath states or affirms, that he is the interim publisher of the newspaper known as Sun-Current, or the president's designated agent, and has full knowledge of the facts stated below:

(A) The newspaper has complied with all of the requirements constituting qualification as a qualified newspaper, as provided by Minn. Stat. §331A.02, §331A.07, and other applicable laws, as amended.

(B) The printed public notice that is attached was published in the newspaper once each week, for two successive weeks; it was first published on Wednesday, the 28 day of November, 2001, and was thereafter printed and published on every Wednesday to and including Wednesday, the 5 day of December, 2001; and printed below is a copy of the lower case alphabet from A to Z, both inclusive, which is hereby acknowledged as being the size and kind of type used in the composition and publication of the notice:

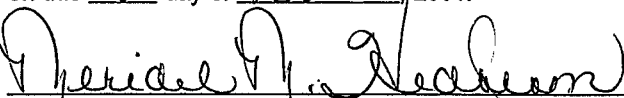
abcdefghijklmnopqrstuvwxyz

BY: 

President and Publisher

Subscribed and sworn to or affirmed before me

on this 5 day of Dec, 2001.



Notary Public



MERIDEL M. HEDBLOM  
NOTARY PUBLIC-MINNESOTA  
MY COMMISSION EXPIRES 1-31-2005

### RATE INFORMATION

- |  |                         |
|--|-------------------------|
| (1) Lowest classified rate paid by commercial users for comparable space | \$ <u>2.85 per line</u> |
| (2) Maximum rate allowed by law  | \$ <u>6.20 per line</u> |
| (3) Rate actually charged  | \$ <u>1.40 per line</u> |

City of Edina

(Official Publication)

CITY OF EDINA

4801 WEST 50TH STREET

EDINA, MINNESOTA 55424

NOTICE OF PUBLIC HEARING ON VACATION OF  
PORTION OF PUBLIC STREET RIGHT-OF-WAY  
(SPRUCE ROAD) IN THE CITY OF EDINA,  
HENNEPIN COUNTY, MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Minnesota will meet on December 18, 2001, at 7:00 P.M. in the Council Chambers at 4801 West 50th Street for a public hearing for the proposed vacation of the following described portion of Spruce Road street right-of-way:

#### PROPOSED SPRUCE ROAD VACATION DESCRIPTION:

That part of Spruce Road lying west of the northerly extension of the east line of Block 3, MENDELSSOHN, according to the recorded plat thereof, Hennepin County, Minnesota, and east of the northerly extension of the east line of said Block 2; and

#### PROPOSED ALLEY VACATION DESCRIPTION:

That part of the Alley through Block 3, MENDELSSOHN, according to the recorded plat thereof, Hennepin County, Minnesota, lying north of the easterly extension of Lot 2, said Block 3, and lying south of the north line of said Block 3.

#### PROPOSED ARTHUR STREET VACATION DESCRIPTION:

That part of Arthur Street lying south of the southerly line of Spruce Road and northerly of a circle with a radius of 45.00 feet, the center of said circle is described as follows: Commencing at the southwest corner of Lot 2, Block 3, MENDELSSOHN, according to the recorded plat thereof, Hennepin County, Minnesota: thence North 00 degrees 07 minutes 48 seconds West along the west line of said Block 3, assumed bearing, a distance of 78.40 feet; thence South 89 degrees 52 minutes 12 seconds West a distance of 20.00 feet to the center of said circle

All persons who desire to be heard with respect to the question of whether or not the above proposed street right-of-way and utility and drainage vacation is in the public interest and should be made, shall be heard at said time and place. The Council shall consider the extent to which such proposed street vacation affects, existing easements within the area of the proposed vacation and the extent to which the vacation affects the authority of any person, corporation, or municipality owning or controlling electric, telephone or cable television poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacation, to continue maintaining the same or to enter upon such easement area or portion thereof vacated to maintain, repair, replace, remove, or otherwise attend thereto, for the purpose of specifying, in any such vacation resolution, the extent to which any or all of such easement, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.

Dated: October 16, 2001

(November 28, & December 5, 2001)/D1/Spruce Rd

December 13, 2001

Dear Residents,

You recently received this legal notice stating that the Council would meet at 7:00 p.m. to consider the proposed vacation. Please note that the meeting has been moved back to 8:00 p.m. due to the Hopkins School Special Election on the 18<sup>th</sup>. In addition, since the Edina Planning Commission has held this issue over for further consideration, the Council will continue action on this vacation until January 15, 2002. Please contact Debra Mangen, Edina City Clerk at 952-826-0408 with any questions regarding this matter. Thank you for your cooperation.

(Official Publication)

CITY OF EDINA

4801 WEST 50<sup>TH</sup> STREET

EDINA, MINNESOTA 55424

NOTICE OF PUBLIC HEARING ON VACATION OF PORTION  
OF PUBLIC STREET RIGHT-OF-WAY  
(SPRUCE ROAD) IN THE CITY OF EDINA,  
HENNEPIN COUNTY, MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Minnesota will meet on December 18, 2001, at 8:00 P.M. in the Council Chambers at 4801 West 50<sup>th</sup> Street for a public hearing for the proposed vacation of the following described portion of spruce Road street right-of-way:

PROPOSED SPRUCE ROAD VACATION DESCRIPTION:

That part of Spruce Road lying west of the northerly extension of the east line of Block 3, MENDELSSOHN, according to the recorded plat thereof, Hennepin County, Minnesota, and east of the northerly extension of the east line of said Block 2; and

PROPOSED ALLEY VACATION DESCRIPTION:

That part of the Alley through Block 3, MENDELSSOHN, according to the recorded plat thereof, Hennepin County, Minnesota, lying north of the easterly extension of Lot 2, said Block 3, and lying south of the north line of said Block 3.

PROPOSED ARTHUR STREET VACATION DESCRIPTION:

That part of Arthur Street lying south of the southerly line of Spruce Road and northerly of a circle with a radius of 45.00 feet, the center of said circle is described as follows:

Commencing at the southwest corner of Lot 2, Block 3, MENDELSSOHN, according to the recorded plat thereof, Hennepin County, Minnesota: thence North 00 degrees 07 minutes 48 seconds West along the west line of said Block 3, assumed bearing, a distance of 78.40 feet; thence South 89 degrees 52 minutes 12 seconds West a distance of 20.00 feet to the center of said circle

All persons who desire to be heard with respect to the question of whether or not the above proposed street right-of-way and utility and drainage vacation is in the public interest and should be made, shall be heard at said time and place. The Council shall consider the extent to which such proposed street vacation affects existing easements within the area of the proposed vacation and the extent to which the vacation affects the authority of any person, corporation, or municipality owning or controlling electric, telephone or cable television poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacation, to continue maintaining the same or to enter upon such easement area or portion thereof vacated to maintain, repair, replace, remove, or otherwise attend thereto, for the purpose of specifying, in any such vacation resolution, the extent to which any or all of such easement, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.

Dated: October 16, 2001

To be published in the Edina Sun Current Wednesday, November 28, 2001 and Wednesday December 5, 2001.

Bill to Edina City Clerk

Send two affidavits of publication

3011721120021  
LUNDHOLM H T N Y Y  
304 ARTHUR ST  
EDINA, MN 55343

3011721120022  
LUNDHOLM H T N Y Y  
300 ARTHUR ST  
EDINA, MN 55343

3011721120025  
LUNDHOLM DOROTHY N Y Y  
309 ARTHUR ST  
EDINA, MN 55343

3011721120029  
FORTIER CATHERINE E N Y Y  
310 GRIFFIT ST  
EDINA, MN 55343

3011721120081  
C/O MARLYS RECHKEMMER  
308 ARTHUR ST  
EDINA, MN 55343

3011721120081  
308 ARTHUR ST  
308 ARTHUR ST  
EDINA, MN 55343

3011721120081  
FITERMAN MARLYS G N Y Y  
308 ARTHUR ST  
EDINA, MN 55343

3011721120081  
RECHKEMMER MARLYS K N Y Y  
308 ARTHUR ST  
EDINA, MN 55343

3011721120081  
EDINA, MN 55343  
308 ARTHUR ST  
EDINA, MN 55343

## SPRINGS ROAD

- Preliminary Not approved
- ~~Location~~ - ~~Revisions~~ ~~Revisions~~
- Petition Process for Public Road on.

STATE OF MINNESOTA)  
COUNTY OF HENNEPIN) SS  
CITY OF EDINA )

CERTIFICATE OF MAILING NOTICE

I, the undersigned, being the duly qualified acting City Clerk of the City of Edina, Minnesota, hereby certify that on the following date December 3 2001, acting on behalf of said City I deposited in the United States mail copies of the attached: Notice of Public Hearing - Vacation of Public Utility Easements (Exhibit A) enclosed in sealed envelopes, with postage thereon duly prepaid, addressed to the persons at the addresses as shown on the mailing list (Exhibit B) attached to the original hereof, which list is on file in my office, said persons being those appearing on the records of the County Auditor as owners of the property listed opposite their respective names, as of 10 days prior to the date of the hearing; and that I also sent said notice to the following corporations at the indicated addresses whose property is exempt from taxation and is therefore not carried on the records of said County Auditor.

WITNESS my hand and seal of said City this 3<sup>rd</sup> day of December, 2001.

  
Edina City Clerk

(Official Publication)  
CITY OF EDINA  
4801 WEST 50<sup>TH</sup> STREET  
EDINA, MINNESOTA 55424  
NOTICE OF PUBLIC HEARING ON VACATION OF PORTION  
OF PUBLIC STREET RIGHT-OF-WAY  
(SPRUCE ROAD) IN THE CITY OF EDINA,  
HENNEPIN COUNTY, MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Minnesota will meet on December 18, 2001, at 7:00 P.M. in the Council Chambers at 4801 West 50<sup>th</sup> Street for a public hearing for the proposed vacation of the following described portion of spruce Road street right-of-way:

PROPOSED SPRUCE ROAD VACATION DESCRIPTION:

That part of Spruce Road lying west of the northerly extension of the east line of Block 3, MENDELSSOHN, according to the recorded plat thereof, Hennepin County, Minnesota, and east of the northerly extension of the east line of said Block 2; and

PROPOSED ALLEY VACATION DESCRIPTION:

That part of the Alley through Block 3, MENDELSSOHN, according to the recorded plat thereof, Hennepin County, Minnesota, lying north of the easterly extension of Lot 2, said Block 3, and lying south of the north line of said Block 3.

PROPOSED ARTHUR STREET VACATION DESCRIPTION:

That part of Arthur Street lying south of the southerly line of Spruce Road and northerly of a circle with a radius of 45.00 feet, the center of said circle is described as follows:

Commencing at the southwest corner of Lot 2, Block 3, MENDELSSOHN, according to the recorded plat thereof, Hennepin County, Minnesota: thence North 00 degrees 07 minutes 48 seconds West along the west line of said Block 3, assumed bearing, a distance of 78.40 feet; thence South 89 degrees 52 minutes 12 seconds West a distance of 20.00 feet to the center of said circle

All persons who desire to be heard with respect to the question of whether or not the above proposed street right-of-way and utility and drainage vacation is in the public interest and should be made, shall be heard at said time and place. The Council shall consider the extent to which such proposed street vacation affects existing easements within the area of the proposed vacation and the extent to which the vacation affects the authority of any person, corporation, or municipality owning or controlling electric, telephone or cable television poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacation, to continue maintaining the same or to enter upon such easement area or portion thereof vacated to maintain, repair, replace, remove, or otherwise attend thereto, for the purpose of specifying, in any such vacation resolution, the extent to which any or all of such easement, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.

Dated: October 16, 2001

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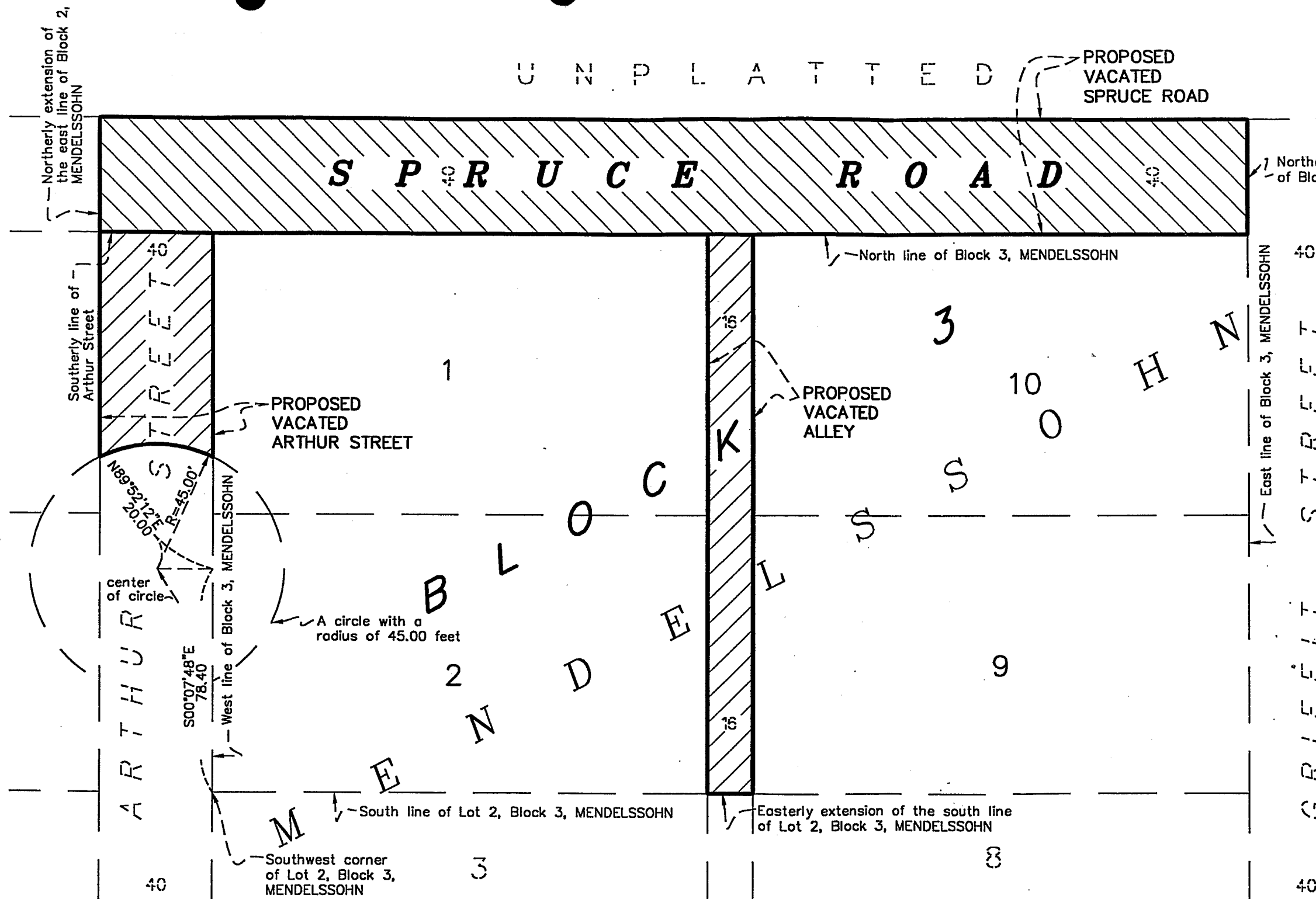
Bill to Edina City Clerk  
Send two affidavits of publication



U N P L A T T E D

# Vacation Sketch

for  
**Eric Lind**  
2605 Campus Drive  
Plymouth, Minnesota 55441



1 INCH = 40 FEET

Drawing File: 2001-649L-722-VAC.DWG  
Drawn by: PJD  
Project No. 2001-649L

I hereby certify that this survey, plan or report was prepared by me or under my direct supervision and that I am a duly Registered Land Surveyor under the laws of the State of Minnesota.

*Kurt M. Kisch*  
Kurt M. Kisch, MN License No. 23968

October 23, 2001  
Date

## PROPOSED SPRUCE ROAD VACATION DESCRIPTION

That part of Spruce Road lying west of the northerly extension of the east line of Block 3, MENDELSSOHN, according to the recorded plat thereof, Hennepin County, Minnesota, and east of the northerly extension of the east line of Block 2, said MENDELSSOHN.

## PROPOSED ALLEY VACATION DESCRIPTION

That part of the Alley through Block 3, MENDELSSOHN, according to the recorded plat thereof, Hennepin County, Minnesota, lying north of the easterly extension of Lot 2, said Block 3, and lying south of the north line of said Block 3.

## PROPOSED ARTHUR STREET VACATION DESCRIPTION

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RLK - Kuusisto, Ltd.  
6110 Blue Circle Dr.  
Suite #100  
Minnetonka, MN  
55343

(952) 933-0972  
Fax: (952) 933-1153

3011721120021  
LUNDHOLM H T N Y Y  
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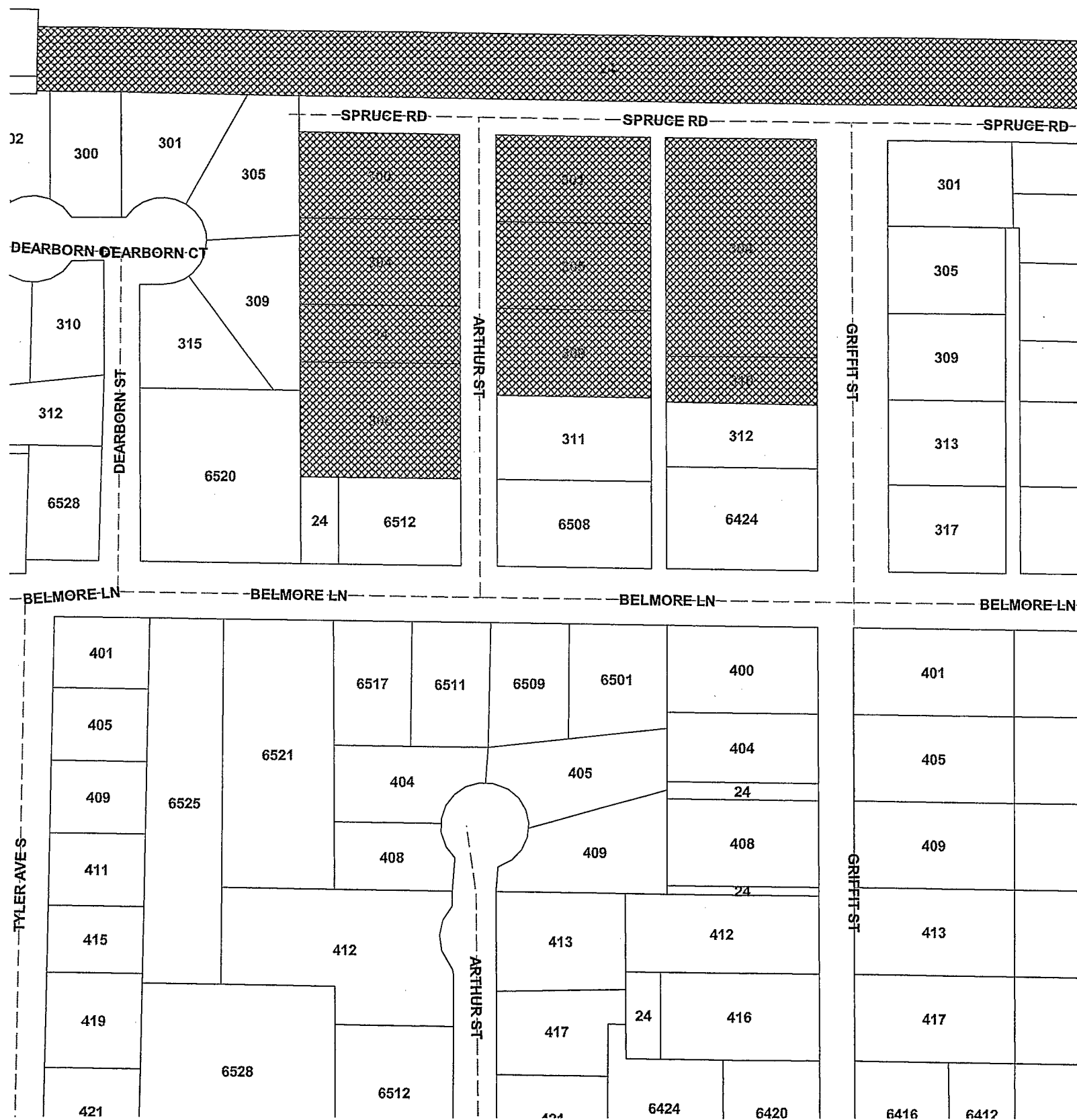
3011721120081  
C/O MARLYS RECHKEMMER  
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308 ARTHUR ST  
EDINA, MN 55343





City Of Edina, Minnesota  
DEPARTMENT OF ADMINISTRATION  
4801 West 50<sup>th</sup> Street, Edina, Minnesota 55424-1394  
Phone • (612) 927-8861 TDD • (612) 826-0379 Fax • (612) 826-0390

PUBLIC RIGHT OF WAY VACATION APPLICATION

Applicant T/C BUILDERS INC.  
Print Name  
Address 13501 BALSAM LAKE DAYTON, MN 55327  
Street City/State Zip  
Telephone No. 763-712-1424  
Fax No. 763-712-1616

I hereby petition the City Council of the City of Edina to vacate all of the following described public right of way pursuant to M.S. 412.851 and Edina Code Section 820:

☒ Street ☒ Alley ☐ Utility Easement ☐ Drainage Easement ☐ Other

Legal description of the area proposed to be vacated  
SEE ATTACHED

Does the area proposed to be vacated or any part  
☐ Yes ☒ No

Please note if the area requested to be vacated shall be made unless written notice commissioner of natural resources by the City  
• Attach a copy of a scaled drawing showing  
• Include the vacation fee of \$320.00 with your application.

THE MINNESOTA DATA PRACTICES ACT requires that we inform you of your rights about the private data we are requesting on this form. Private data is available to you, but not to the public. We are requesting this data to determine your eligibility for a license from the City of Edina. Providing the data may disclose information that could cause your application to be denied. You are not legally required to provide the data, however, refusing to supply the data may cause your license to not be processed. Under MS 270.72, the City of Edina is required to provide the data may Department of Revenue your MN Tax ID Number and Social Security Number. The Department of Revenue may supply information to the Internal Revenue Service. In addition, this data can be shared by Edina City Staff, Department of Public Safety, Hennepin County Auditor, Bureau of Criminal Apprehension, Hennepin County Warrant Office, Ramsey County Warrant Office and other persons or entities deemed necessary for verification of information submitted in the application. Your signature on this application indicates you understand these rights.  
I request that my residence address and telephone number be considered private data. My alternative address and telephone number are as follows:  
Address \_\_\_\_\_  
Telephone Number \_\_\_\_\_

Date Initiated 10/1/01  
Signature Borgo 10/1

## **Legal Descriptions of Proposed Vacation For Street and Alleyway**

### **Spruce Road Vacation**

That part of Spruce Road lying West of the Northerly extension of the east line of Blk 3, Mendelssohn, according to the recorded plat thereof, Hennepin County, Minnesota, and East of the Northerly extension of the West line of said Blk 3.

### **Alley Vacation**

That part of the alley through Blk 3, Mendelssohn, according to the recorded plat thereof, Hennepin County, Minnesota, lying North of the Easterly extension of Lot 2, said Blk 3, and lying South of the North line of said Blk 3.



City Of Edina, Minnesota  
DEPARTMENT OF ADMINISTRATION  
4801 West 50<sup>th</sup> Street, Edina, Minnesota 55424-1394  
Phone • (612) 927-8861 TDD • (612) 826-0379 Fax • (612) 826-0390

P A I D OCT 09 2001

## PUBLIC RIGHT OF WAY VACATION APPLICATION

Applicant T/C BUILDERS INC.  
Print Name

Address 13501 BALSAM LANE DAYTON, MN 55327  
Street City/State Zip

Telephone No. 763-712-1424 Fax No. 763-712-1610

I hereby petition the City Council of the City of Edina to vacate all of the following described public right of way pursuant to M.S. 412.851 and Edina Code Section 820:

☒ Street ☒ Alley ☐ Utility Easement  
☐ Drainage Easement ☐ Other \_\_\_\_\_

Legal description of the area proposed to be vacated:

SEE ATTACHED

Does the area proposed to be vacated or any part thereof terminate at or abut upon any public water?

☐ Yes ☒ No

**Please note if the area requested to be vacated terminates at or abuts upon any public water, no vacation shall be made unless written notice of the petition is served by certified mail upon the commissioner of natural resources by the City of Edina thirty days before any Council action.**

- Attach a copy of a scaled drawing showing in full detail the area proposed to be vacated.
- Include the vacation fee of \$320.00 with your application.

THE MINNESOTA DATA PRACTICES ACT requires that we inform you of your rights about the private data we are requesting on this form. Private data is available to you, but not to the public. We are requesting this data to determine your eligibility for a license from the City of Edina. Providing the data may disclose information that could cause your application to be denied. You are not legally required to provide the data, however, refusing to supply the data may cause your license to not be processed. Under MS 270.72, the City of Edina is required to provide the Minnesota Department of Revenue your MN Tax ID Number and Social Security Number. The Department of Revenue may supply information to the Internal Revenue Service. In addition, this data can be shared by Edina City Staff, Department of Public Safety, Hennepin County Auditor, Bureau of Criminal Apprehension, Hennepin County Warrant Office, Ramsey County Warrant Office and other persons or entities deemed necessary for verification of information submitted in the application. Your signature on this application indicates you understand these rights.

I request that my residence address and telephone number be considered private data. My alternative address and telephone number are as follows:

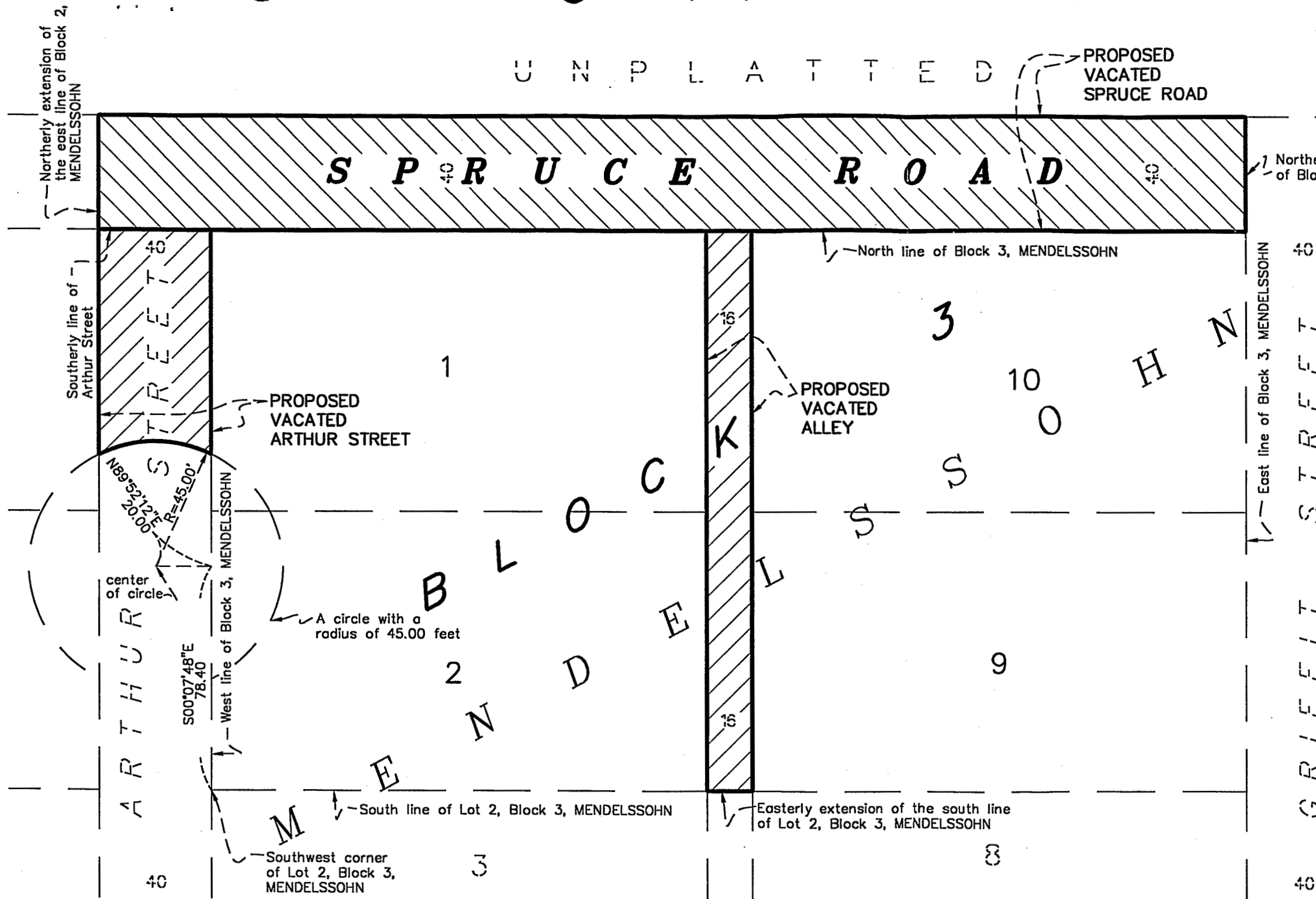
Address \_\_\_\_\_ Telephone Number \_\_\_\_\_

Date Initiated 10/1/01 Signature Brian Tott

U N P L A T T E D

# Vacation Sketch

for  
**Eric Lind**  
2605 Campus Drive  
Plymouth, Minnesota 55441



1 INCH = 40 FEET

Drawing File: 2001-649L-722-VAC.DWG  
Drawn by: PJD  
Project No. 2001-649L

I hereby certify that this survey, plan or report was prepared by me or under my direct supervision and that I am a duly Registered Land Surveyor under the laws of the State of Minnesota.

*Kurt M. Kisch*  
Kurt M. Kisch, MN License No. 23968  
October 23, 2001  
Date

## PROPOSED SPRUCE ROAD VACATION DESCRIPTION

That part of Spruce Road lying west of the northerly extension of the east line of Block 3, MENDELSSOHN, according to the recorded plat thereof, Hennepin County, Minnesota, and east of the northerly extension of the east line of Block 2, said MENDELSSOHN.

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